

CIVIL COURT OF THE CITY OF NEW YORK
COUNTY OF RICHMOND

-----X
UNIFUND CCR LLC,

Plaintiff,

-against-

JACKIE BURKS,

Defendant.
-----X

STATE OF NEW YORK)
) ss.:
COUNTY OF NASSAU)

**AFFIRMATION
IN OPPOSITION**

**INDEX # CV-005425-17/KI
MJRF FILE #1527236**

THOMAS A. DREDGER, JR., pursuant to CPLR §2106, respectfully states as follows upon information and belief:

1. I am a member of the firm of **MULLOOLY, JEFFREY, ROONEY & FLYNN LLP**, attorneys for plaintiff, in the above-entitled action and as such I am fully familiar with all of the facts and circumstances relating thereto.

2. I make this affirmation in opposition to the Order to Show Cause of the defendant, JACKIE BURKS returnable on March 27, 2019, seeking to vacate and set aside the judgment in the above-entitled action.

3. The requirement for a vacatur of a judgment is the showing of both:
- a. excusable default, and
 - b. a meritorious defense to the action.

4. It is respectfully submitted that the defendant in this instance has shown neither. Annexed hereto as Exhibit "1" is an affidavit of service indicating substitute service on the Defendant, JACKIE BURKS. Defendant's assertion that she was not served is refuted by the affidavit of service.

5. The Defendant has failed to set forth a meritorious defense to this action of any kind.

6. This communication is from a debt collector. This is an attempt to collect a debt. Any information obtained will be used for this purpose.

WHEREFORE, the motion should be denied, together with such other, further and different relief as to this Court may seem just and proper.

Affirmed to be true under the
penalties of perjury pursuant
to CPLR §2106, on this
day of March 2019

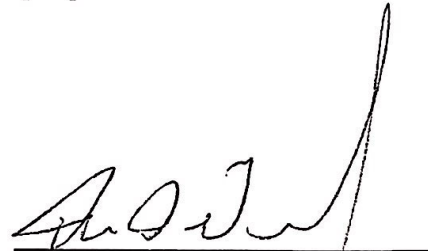

THOMAS A. DREDGER, JR.

EXHIBIT “1”

CIVIL COURT OF THE CITY OF NEW YORK

Attorney: MULLOOLY, JEFFREY, ROONEY
& FLYNN, LLP - 94

COUNTY OF RICHMOND

Index #: 005425/2017

UNIFUND CCR LLC

Plaintiff(s)

- against -

Purchased: November 13, 2017
Date Filed: December 18, 2017

JACKIE BURKS

Defendant(s)

AFFIDAVIT OF SERVICE

Attorney File #1: 01527236

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

BASSEM A ELASHRAFI BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on December 11, 2017 at 08:44 PM at

265 MILL RD APT 2M
STATEN ISLAND, NY 10306

deponent served the within true copy/copies of the SUMMONS & COMPLAINT on JACKIE BURKS, the defendant/respondent therein named,

**SUITABLE
AGE**

by delivering thereat a true copy/copies of each to CHRISTINA BURKS a person of suitable age and discretion. Said premises is the defendant's/respondent's dwelling house within the state. She identified herself as the RELATIVE of the defendant/respondent.

Deponent further states that he describes the person actually served as follows:

| Sex | Skin Color | Hair Color | Age (Approx.) | Height (Approx.) | Weight (Approx.) |
|--------|------------|------------|---------------|------------------|------------------|
| FEMALE | TAN | BLACK | 35 | 5'4 | 140 |

MAILING

Deponent enclosed a true copy/copies of same in a postpaid wrapper properly addressed to the defendant/respondent at the defendant's/respondent's last known residence at

265 MILL RD APT 2M
STATEN ISLAND, NY 10306

and deposited said wrapper in a post office or official depository under exclusive care and custody of the United States Postal Service within New York State on December 13, 2017 by REGULAR FIRST CLASS MAIL in an envelope marked PERSONAL & CONFIDENTIAL and not indicating on the outside envelope thereof, by return address or otherwise that the communication is from an attorney or concerns an action against the party to be served.

**MILITARY
SERVICE**

Person spoken to was asked whether the defendant was in the military service of the State of New York or the United States and received a negative reply. Upon information and belief based upon the conversation and observation as aforesaid deponent avers that the defendant is not in the military service of the State of New York or the United States as that term is defined in the statutes of the State of New York or the Federal Soldiers and Sailors Civil Relief Act.

The Summons Served had endorsed thereon the Index number and date of filing.

RECEIVED BY
M J R F
DEC 27 2017

Sworn to me on: December 13, 2017

Linda Forman
Notary Public, State of New York
No. 01FO5031305
Qualified in New York County
Commission Expires August 1, 2018

Robin Forman
Notary Public, State of New York
No. 01FO6125415
Qualified in New York County
Commission Expires April 18, 2021

Gotham Process Inc.
299 Broadway
New York NY 10007

BASSEM A ELASHRAFI

License #: 2016929

Docket #: *1047807*

CIVIL COURT OF THE CITY OF NEW YORK
COUNTY OF RICHMOND

-----X
YORK ANESTHESIOLOGIST PLLC
Plaintiff,

-against-

TINA GRANATA

Defendant.
-----X

**AFFIRMATION IN
OPPOSITION**

**INDEX #CV-00006633-2018
MJRF FILE #01753385**

STATE OF NEW YORK)
) ss.:
COUNTY OF NASSAU)

GERALD W. FLYNN, is an attorney duly admitted to practice law before the Courts of the State of New York, pursuant to CPLR §2106, hereby affirms the following to be true under the penalties of perjury:

1. I am a member of the firm of MULLOOLY, JEFFREY, ROONEY & FLYNN LLP, attorneys for plaintiff, in the above-entitled action and as such I am fully familiar with all of the facts and circumstances relating thereto.

2. I make this affirmation in opposition to the Order to Show Cause of the defendant, TINA GRANATA returnable April 17, 2019 seeking to vacate and set aside the judgment in the above-entitled action.

3. The requirement for a vacatur of a judgment is the showing of:
a. excusable default, and
b. a meritorious defense to the action.

4. It is respectfully submitted that the defendant in this instance has shown neither. Annexed hereto as Exhibit "1" is an affidavit of service indicating suitable age service on the Defendant, TINA GRANATA on November 17, 2018. Defendant's assertion that she was not served is refuted by the affidavit of service.

FILED
APR 17 2019
CIVIL COURT
RICHMOND COUNTY

5. The Defendant has failed to set forth a meritorious defense to this action of any kind.

6. This communication is from a debt collector.

WHEREFORE, deponent respectfully requests a denial of the defendant's motion.

Affirmed to be true under the
penalties of perjury pursuant
to CPLR §2106, on this 12th
day of April 2019


GERALD W. FLYNN, ESQ.

EXHIBIT "1"

019

PrintDocument

CIVIL COURT OF THE CITY OF NEW YORK

Attorney: MULLOOLY, JEFFREY, ROONEY
& FLYNN, LLP - 94

COUNTY OF RICHMOND

YORK ANESTHESIOLOGISTS PLLC

Index #: 006633/2018

Plaintiff(s)

Purchased: November 5, 2018

-against-

Date Filed:

TINA GRANATA

AFFIDAVIT OF SERVICE

Defendant(s)

Attorney File #: 01753385

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

BASSEM A ELASHRAFI BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on November 17, 2018 at 05:40 PM at

194 LONGVIEW RD
STATEN ISLAND, NY 10301

deponent served the within true copy/copies of the SUMMONS & COMPLAINT on TINA GRANATA, the defendant/respondent therein named,

SUITABLE
AGE

by delivering thereat a true copy/copies of each to JOSHUA GRANATA a person of suitable age and discretion. Said premises is the defendant's/respondent's dwelling house within the state. He identified himself as the RELATIVE of the defendant/respondent.

Deponent further states that he describes the person actually served as follows:

| Sex | Skin Color | Hair Color | Age (Approx.) | Height (Approx.) | Weight (Approx.) |
|------|------------|------------|---------------|------------------|------------------|
| MALE | TAN | BLACK | 25 | 5'8 | 170 |

MAILING

Deponent enclosed a true copy/copies of same in a postpaid wrapper properly addressed to the defendant/respondent at the defendant's/respondent's last known residence at

194 LONGVIEW RD
STATEN ISLAND, NY 10301

and deposited said wrapper in a post office or official depository under exclusive care and custody of the United States Postal Service within New York State on November 21, 2018 by REGULAR FIRST CLASS MAIL in an envelope marked PERSONAL & CONFIDENTIAL and not indicating on the outside envelope thereof, by return address or otherwise that the communication is from an attorney or concerns an action against the party to be served.

MILITARY
SERVICE

Person spoken to was asked whether the defendant was in the military service of the State of New York or the United States and received a negative reply. Upon information and belief based upon the conversation and observation as aforesaid deponent avers that the defendant is not in the military service of the State of New York or the United States as that term is defined in the statutes of the State of New York or the Federal Soldiers and Sailors Civil Relief Act.

The Summons Served had endorsed thereon the Index number and date of filing.

Sworn to me on: November 21, 2018

Linda Forman
Notary Public, State of New York
No. 01FO5031305
Qualified in New York County
Commission Expires August 1, 2022Robin Forman
Notary Public, State of New York
No. 01FO5125415
Qualified in New York County
Commission Expires April 18, 2021Gotham Process Inc.
299 Broadway
New York NY 10007BASSEM A ELASHRAFI
License #: 2016929
Docket #: *1096004*RECEIVED BY
M J R F
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DEC 26 2018FILED
DEC 12 2018CIVIL COURT
RICHMOND COUNTY

CIVIL COURT OF THE CITY OF NEW YORK
COUNTY OF BRONX

-----x
UNIFUND CCR LLC

Plaintiff,

-against-

AKALA SEIFULLAH

Defendant.
-----x

STATE OF NEW YORK)

COUNTY OF NASSAU)

) ss.:
)

**AFFIRMATION IN
OPPOSITION**

**INDEX #CV-020829-18/BX
MJRF FILE #1738773**

THOMAS A. DREDGER, JR. is an attorney duly admitted to practice law before the Courts of the State of New York, pursuant to CPLR §2106, hereby affirms the following to be true under the penalties of perjury:

1. I am a member of the firm of **MULLOOLY, JEFFREY, ROONEY & FLYNN LLP**, attorneys for plaintiff, in the above-entitled action and as such I am fully familiar with all of the facts and circumstances relating thereto.
2. I make this affirmation in opposition to the Notice to Dismiss of the defendant, **AKALA SEIFULLAH** returnable April 23, 2019 seeking to dismiss the above-entitled action.
3. It is respectfully submitted that the defendant in this instance has shown no meritorious defense. Annexed hereto as Exhibit "1" is an affidavit of service indicating substitute service on the Defendant, **AKALA SEIFULLAH** on October 31, 2018. Defendant's assertion that she was not served is refuted by the affidavit of service.
4. The Defendant has failed to set forth a meritorious defense to this action of any kind.
5. This communication is from a debt collector.

WHEREFORE, deponent respectfully requests a denial of the defendant's motion.

Affirmed to be true under the
penalties of perjury pursuant
to CPLR §2106, on this
22nd day of April 2019



THOMAS A. DREDGER, JR.

EXHIBIT "1"

Exhibit 1

CIVIL COURT OF THE CITY OF NEW YORK

COUNTY OF BRONX

UNIFUND CCR LLC

Plaintiff(s)

Attorney: MULLOOLY, JEFFREY, ROONEY
& FLYNN, LLP - 94

Index #: 20829/2018

Purchased: October 22, 2018

Date Filed: November 2, 2018

AKALA SEIFULLAH

Defendant(s)

AFFIDAVIT OF SERVICE

Attorney File #: 01738773

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

CARL BOUTON BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND OVER THE PAST FIFTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on October 31, 2018 at 09:04 PM at

3405 KOSSUTH AVE APT 4D
BRONX, NY 10467

deponent served the within true copy/copies of the SUMMONS & COMPLAINT on AKALA SEIFULLAH, the defendant/respondent therein named,

**SUITABLE
AGE**

by delivering thereat a true copy/copies of each to KHALID SEIFULLAH a person of suitable age and discretion. Said premises is the defendant's/respondent's dwelling house within the state. He identified himself as the RELATIVE of the defendant/respondent.

Deponent further states that he describes the person actually served as follows:

| Sex | Skin Color | Hair Color | Age (Approx.) | Height (Approx.) | Weight (Approx.) |
|------|------------|------------|---------------|------------------|------------------|
| MALE | BROWN | BROWN | 39 | 5'8" | 190 |

MAILING

Deponent enclosed a true copy/copies of same in a postpaid wrapper properly addressed to the defendant/respondent at the defendant's/respondent's last known residence at

3405 KOSSUTH AVE APT 4D
BRONX, NY 10467



and deposited said wrapper in a post office or official depository under exclusive care and custody of the United States Postal Service within New York State on November 1, 2018 by REGULAR FIRST CLASS MAIL in an envelope marked PERSONAL & CONFIDENTIAL and not indicating on the outside envelope thereof, by return address or otherwise that the communication is from an attorney or concerns an action against the party to be served.

**MILITARY
SERVICE**

Person spoken to was asked whether the defendant was in the military service of the State of New York or the United States and received a negative reply. Upon information and belief based upon the conversation and observation as aforesaid deponent avers that the defendant is not in the military service of the State of New York or the United States as that term is defined in the statutes of the State of New York or the Federal Soldiers and Sailors Civil Relief Act.

The Summons Served had endorsed thereon the Index number and date of filing.

Sworn to me on: November 1, 2018

Linda Forman
Notary Public, State of New York
No. 01FO5031305
Qualified in New York County
Commission Expires August 1, 2022

Robin Forman
Notary Public, State of New York
No. 01FO6125415
Qualified in New York County
Commission Expires April 18, 2021
Gotham Process Inc.
299 Broadway
New York NY 10007RCVD BY MJRF
NOV 05 2018

CARL BOUTON
License #: 2011838
Docket #: *1094113*